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PTO/SB/21 (08-03)

Approved for use through 08/30/2003. OMB 0651-0031

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/624,867	
	Filing Date	07/22/2003	
	First Named Inventor	KOBAYASHI	
	Art Unit	3762	
	Examiner Name		
Total Number of Pages in This Submission	14	Attorney Docket Number	1625-163

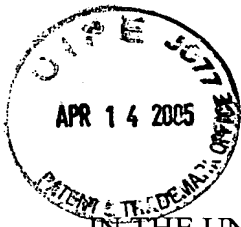
ENCLOSURES (Check all that apply)		
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Mark D. Passler, Registration No. 40,764 AKERMAN SENTERFITT
Signature	
Date	4-11-05

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PATENT  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of KOBAYASHI et al.

Application No. 10/624,867

Examiner:

Filed: July 22, 2003

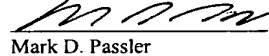
Group Art Unit: 3762

For: LIVING BODY STIMULATING APPARATUS

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 Reg. No. 40,764  
Mark D. Passler

Commissioner for Patents  
P.O. Box 1450  
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Sir:

Pursuant to the Duty to Disclose under 37 C.F.R. §1.56, the references cited on the accompanying forms PTO/SB/08A are hereby brought to the attention of the Examiner for independent evaluation. In accordance with the Rules in effect for applications filed after June 30, 2003, copies of U.S. patents and/or patent application publications are not enclosed. A copy of the foreign reference is enclosed herewith. The references were cited during prosecution of a corresponding European Patent Application. A copy of the Search Report prepared by the European Patent Office is also enclosed, which satisfies the requirement for a concise explanation of foreign-language references.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Applicants respectfully request that the listed documents be considered by the Examiner and made of record in the present application and that an initialed copy of form PTO/SB/08A be returned in accordance with MPEP §609.

Certification

This Statement is being filed prior to the issuance of the first Office Action for the present application, and this paper is thus submitted in accordance with 37 CFR 1.97(b).

In view of the above certification, a fee is not required for consideration of this document. Nevertheless, should a fee be deemed to be due by the Commissioner, such fee should be charged to Deposit Account No. 50-0951.

Respectfully submitted,

Dated: 4-11-05



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Docket No. 1625-163



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